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FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. APPLICATION NO. FILING DATE 09/437,458 11/10/1999 ANTHONY GIORDANO 50093/014001 8009 EXAMINER 21559 7590 11/02/2004 LEFFERS JR, GERALD G **CLARK & ELBING LLP** 101 FEDERAL STREET PAPER NUMBER ART UNIT BOSTON, MA 02110 1636

DATE MAILED: 11/02/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Abandonment		Application No.	Applicant(s)	
		09/437,458	GIORDANO E	T AL.
		Examiner	Art Unit	
		Gerald G Leffers Jr., PhD	1636	
The MAILING DATE of th	is communication ap	pears on the cover sheet with	the correspondence a	ddress
This application is abandoned in view	of:			
Applicant's failure to timely file a (a) ☐ A reply was received on period for reply (including a to	_ (with a Certificate of), which is after the	e expiration of the
(b) A proposed reply was received	d on, but it does	not constitute a proper reply un	nder 37 CFR 1.113 (a) to	the final rejection
	owance; (2) a timely file	n consists only of: (1) a timely fi d Notice of Appeal (with appeal CFR 1.114).		
(c) A reply was received on final rejection. See 37 CFR 1			e attempt at a proper re	ply, to the non-
(d) No reply has been received.				
2. Applicant's failure to timely pay the from the mailing date of the Notice	e of Allowance (PTOL-8	35).		
(a) The issue fee and publicatio), which is after the expi		s received on (with a Ce eriod for payment of the issue fe		
(b) The submitted fee of \$i	s insufficient. A balanc	e of \$ is due.		
The issue fee required by 37	CFR 1.18 is \$	The publication fee, if required b	oy 37 CFR 1.18(d), is \$_	
(c) The issue fee and publication	fee, if applicable, has n	ot been received.		
3. Applicant's failure to timely file cor Allowability (PTO-37).	rected drawings as req	uired by, and within the three-mo	onth period set in, the N	otice of
(a) Proposed corrected drawings after the expiration of the period		_ (with a Certificate of Mailing or	r Transmission dated), which is
(b) No corrected drawings have b	een received.			
4. The letter of express abandonment the applicants.	nt which is signed by th	e attorney or agent of record, the	e assignee of the entire	interest, or all of
5. The letter of express abandonme 1.34(a)) upon the filing of a contin		attorney or agent (acting in a re	epresentative capacity u	ınder 37 CFR
6. The decision by the Board of Pate of the decision has expired and the			ecause the period for se	eking court review
7. The reason(s) below:				
Examiner phone Dr. Bieker-Br has been abandoned in favor			turned the call and in	dicate this case
	L	rold & helper	f.	
		GERRY LEFFERS	Gerald G Leffers Primary Examine Art Unit: 1636	
Petitions to revive under 37 CFR 1.137(a) or minimize any negative effects on patent term	(b), or requests to withdra		er 37 CFR 1.181, should be	promptly filed to
U.S. Patent and Trademark Office PTOL-1432 (Rev. 04-01)		f Abandonment	Part of Pa	per No. 20041101